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To:	FACSIMILE No.:	TELEPHONE No.:
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Attn: Examiner A. Elamin Group Art Unit: 2116	(703) 872-9306	(571) 272-3674

FROM:	Bernard L. Kleinke, Esq.
RE:	U.S. Patent Application No.: 10/656,024 Applicant: John V. Smith, et al. Title: CONTROL SYSTEM AND METHOD FOR RACK MOUNTED COMPUTER UNITS Filing Date: September 5, 2003
FILE NO.	7719-115
DATE:	February 28, 2005

DESCRIPTION OF DOCUMENT, COMMENT OR SPECIAL INSTRUCTIONS:

NUMBER OF PAGES SENT: 12 (including cover sheet)

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FEB 28 2005

Atty. Dkt. No. 7719-115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John V. Smith, et al.
Title: CONTROL SYSTEM AND METHOD FOR
RACK MOUNTED COMPUTER UNITS
Appl. No.: 10/656,024
Filing Date: September 5, 2003
Examiner: A. Elamin
Art Unit: 2116

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Bernard L. Kleinknecht (Printed Name)
 (Signature)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing are:

- ☒ Information Disclosure Statement Under Statement Pursuant to 37 C.F.R. § 1.56.
- ☒ Form PTO/SB/08A with listed references.
- ☒ Copy of PCT International Search Report.
- ☒ Credit Card Payment Form.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER &

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Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date: 2-28-2005

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Respectfully submitted,

By Bernard L. Kleinke

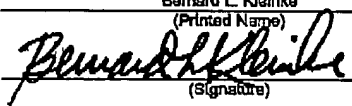
Bernard L. Kleinke
Attorney for Applicant
Registration No. 22,123

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<small>Bernard L. Klainke</small> <small>(Printed Name)</small>
 <small>(Signature)</small>

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR § 1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present Application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present Application.

03/01/2005 EKOLI1 00000009 10656024

Atty. Dkt. No. 7719-115

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR § 1.97(b), before the mailing date of any final action under § 1.113; a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application. Also, it is accompanied by the fee set forth in § 1.17(p).

RELEVANCE OF EACH DOCUMENT

Both U.S. Patent No. 6,237,507 and U.S. Patent No. 5,317,691 are cited on the International Search Report. U.S. Patent No. 6,237,507 is listed on the attached Form PTO/SB/08A and is cited in the International Search Report as being of particular relevance. U.S. Patent No. 5,317,691 is also listed on the attached Form PTO/SB/08A and is cited in the International Search Report; however, it is not considered to be particularly relevant. A copy of the International Search Report is enclosed setting forth the portion of each document considered relevant by the Examiner. The remaining documents were listed in the Detailed Discussion of References and accompanied with the Petition to Make Special that was filed on September 5, 2003.

Applicants respectfully request that any listed documents be considered by the Examiner and be made of record in the present Application and that any initial copy of PTO/SB/08A be returned in accordance with MPEP § 609.

Atty. Dkt. No. 7719-115

FEE

It is hereby respectfully requested that the attached listed document be considered by the Examiner and formally made of record. Please charge the fee of \$180.00 pursuant to the Credit Card Authorization form enclosed, in accordance with 37 CFR § 1.17(p).

Date: 2-28-2005

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Respectfully submitted,

By Bernard L. Kleinke

Bernard L. Kleinke
Attorney for Applicant
Registration No. 22,123

Atty. Dkt. No. 7719-115

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The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any charges or fees must be paid in connection with the foregoing, concurrent or future communication (including, but not limited to, the payment of an extension fee or issue fees), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectfully paid out of, or into, the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any such payment also requires a petition or extension request, please construe this authorization to pay as the necessary petition or request, which is required to accompany the payment.

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Respectfully submitted,

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/659,024
Filing Date	September 5, 2003
First Named Inventor	John V. Smith, et al.
Art Unit	2116
Examiner Name	A. Elamin
Attorney Docket Number	7719-115

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	A	US-5,317,691	05/31/1994	Traeger, Robert J.	
	B	US-6,003,145	12/14/1999	Hong, Bum-Ryong	
	C	US-6,237,507	05/28/2001	Yanagisawa, Ryozi, et al.	
	D	US-6,338,150	01/08/2002	Johnson, Karl S., et al.	
	E	US-6,581,298	07/08/2003	Ghanime, George H.	
	F	US-2003/0084337	05/01/2003	Simionescu, Dan C., et al.	
	G	US-2003/0115323	06/19/2003	Nam, Mun Hee	
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	1 ³
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.¹ Applicant's unique citation designation number (optional).² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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